

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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WILLIE NASH,

Plaintiff,

v.

RICHARD NYBAKKE,

Defendant.

ORDER

17-cv-923-wmc

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*Pro se* plaintiff Willie Nash is proceeding in this lawsuit against defendant Captain Nybakke on a claim related to his right to visitation from his mother. On December 27, 2019, the court issued an order giving Nash until January 15, 2020, to (1) renew his motion for reconsideration as to the dismissal of the John Doe defendant, and/or (2) respond to defendant's motion for summary judgment and motion to dismiss. (Dkt. #35.) The court has previously warned Nash that his failure to respond to defendant's motions would cause the court to grant defendant's motions as unopposed and dismiss this lawsuit with prejudice for failure to prosecute. (12/6/2019 Order (dkt. #33) 2.) Nash's January 15, 2020, deadline has passed, and Nash has not sought reconsideration of the dismissal of the Doe defendant, responded substantively to either of defendant's dispositive motions or communicated to the court in a way suggesting that he intends to continue litigating this case. At this juncture it is apparent that Nash has abandoned this lawsuit. Accordingly, the court is granting defendant's motion to dismiss for failure to prosecute and dismissing this case with prejudice.

ORDER

IT IS ORDERED that:

1) Defendant's motion to dismiss for failure to prosecute (dkt. #30) is GRANTED.

2) Plaintiff's claim in this lawsuit is DISMISSED with prejudice for failure to prosecute.

3) The clerk of court is directed to enter judgment in defendant's favor and close this case.

Dated this 27th day of January, 2020.

BY THE COURT:

/s/

WILLIAM M. CONLEY  
District Judge